IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

WEDNESDAY, THE 13TH DECEMBER 2006 / 22ND AGRAHAYANA 1928

WP(C).No. 33150 of 2006(U)

PETITIONER:

GINO MATHEW,
AGED 19 YEARS, S/O.K.V.MATHAI,
RESIDING AT KEEZHETHUMATTATHIL,
KANINADU P.O., ERNAKULAM.

BY ADV. SRI.TOJAN J. VATHIKULAM

RESPONDENTS:

1.THRIPUNITHURA MUNICIPALITY,
THRIPUNITHURA, REP. BY ITS SECRETARY.

2.THE REGISTRAR OF BIRTHS AND DEATHS,
THRIPUNITHURA MUNICIPALITY,
ERNAKULAM DISTRICT.

BY ADV.MR.V.M.KURIAN, S.C.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 13/12/2006,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE,J.

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W.P.(C)No.33150 of 2006

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Dated: 13th December, 2006

JUDGMENT

The petitioner seems to have a genuine grievance. His correct name is Gino Mathew, his surname being attributable to his father. But intimation regarding his birth which took place in a hospital within the limits of the 1st respondent Municipality mentioned the name of the new born child as Gino. According to the petitioner, the 2nd respondent, the Registrar of Births and Deaths of the 1st respondent-Municipality has refused to entertain an application submitted by the petitioner seeking correction of his name as Gino Mathew.

2. Adv.Mr.V.M.Kurian takes notice on behalf of the respondents. Mr.Kurian submits that if a proper application is submitted by the petitioner under the relevant Rule of the Kerala Registration of Births and Deaths Rules, 1999 read with Section 15 of the Registration of Births and Deaths Act, 1969, the respondents will not have any objection in considering that application. Accordingly, this Writ Petition will stand disposed of directing the petitioner to file a proper application before the 2nd respondent. If such an application is received by the 2nd respondent within two weeks of the petitioner

receiving a copy of this judgment, the 2nd respondent will consider that application sympathetically and pass appropriate orders on the same.

srd **PIUS C.KURIAKOSE, JUDGE**